IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADES

AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF JUNE

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR.JUSTICE R.SUBHASH REDDY

WRIT PETITION NO: 26 of 1999

Between:

Reddi Appanna, S/o.Appadu,
Hindu, aged about 60 years,
Occ:Agriculturist, R/o.Naidupalem,
Paravada Mandal, Vizag District. .. **PETITIONER.**

AND

1. The Special Deputy Collector,
(L.A.) N.T.P.C. Unit-IV, Akkayyapalem,
Visakhapatnam.

2. The Branch Manager,
State Bank of Hyderabad,
Vadacheepurupalli Post,
Paravada Mandal,
Visakhapatnam District-531 021.

3. Kundrapu Mutyalu, S/o.Somulu,
Hindu, aged about 50 years,
R/o.Venkatapathipalem,
Hamlet of Cheepurupalli,
Paravada Mandal,
Visakhapatnam District. .. **RESPONDENTS.**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, particularly in the nature of Mandamus, declaring the inaction of the 1st respondent in not following the directions of this Hon'ble Court made in W.P.No.29648/98, dated 27-10-1998 in not determining the question of rights of the petitioner and third respondent in apportionment of compensation amount in award passed pursuant to the proceedings R.C.No.59/98/RI.III, dated 09-10-1998 and R.C.No.11/98/RI.III, dated 17-04-1998 in respect of Ac.0-50 cents and 0-40 cents of land out of Ac.34.00 and Ac.18.00 respectively in Survey

No.479/3, of Cheepurupalli (West) Village, Paravada Mandal, Visakhapatnam District, by passing an award and issuing cheques in favour of the third respondent on 2nd respondent bank, as being illegal, unjust, arbitrary and violative of Articles 14 and 21 of the Constitution of India.

For the Petitioner : Mr. E.V.Bhagiratharao, Advocate.

For the Respondent No.1 : The Govt.Pleader for Revenue.

For the Respondent No.2 : Mr.A.V.S.S.Prasad, Advocate.

For the Respondent No.3: Mr.K.V.Subrahmanya Narsu, Advocate.

The Court made the following:

ORAL ORDER:

Heard Sri E.V. Bhagiratha Rao, learned Counsel for the petitioner and learned Government Pleader for Respondents. The subject matter of the writ petition is covered to be dismissed in view of the judgment of this Court in W.P.23 of 1999, dated 16-06-2004.

Following the same, the writ petition is dismissed. No costs.

ASSISTANT REGISTRAR.

//TRUE COPY//

SECTION OFFICER.

To

1. The Special Deputy Collector,
(L.A.) N.T.P.C. Unit-IV, Akkayyapalem,
Visakhapatnam.

2. The Branch Manager,
State Bank of Hyderabad,

Vadacheepurupalli Post,
Paravada Mandal,
Visakhapatnam District-531 021.

3. Two C.Cs. to the Govt.Pleader for Revenue,
High Court of A.P., Hyderabad, (OUT).

4. Two C.D.Copies.

TSNR/LSK

THE HON'BLE MR.JUSTICE R.SUBHASH REDDY

ORDER

IN

WRIT PETITION NO: 26 of 1999

Dated : 16-06-2004